

# HOUSE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTIETH LEGISLATURE

THIRTY-SECOND LEGISLATIVE DAY  
THURSDAY, FEBRUARY 11, 2010

House of Representatives

The House convened at 11:30 a.m., the Speaker in the Chair.

Roll call showed 68 members present.

Absent and excused – McGeachin, Nielsen. Total – 2.  
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Emily Hurst, Page.

### Approval of Journal

February 11, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Thirty-first Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

### Consideration of Messages from the Governor and the Senate

February 10, 2010

Mr. Speaker:

I return herewith enrolled [H 406](#) which has been signed by the President.

WOOD, Secretary

Enrolled [H 406](#) was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 10, 2010

Mr. Speaker:

I transmit herewith [S 1302](#), [S 1296](#), [S 1297](#), [S 1307](#), and [S 1301](#) which have passed the Senate.

WOOD, Secretary

[S 1302](#), [S 1296](#), [S 1297](#), [S 1307](#), and [S 1301](#) were filed for first reading.

February 10, 2010

Mr. Speaker:

I return herewith [H 388](#), [H 439](#), and [H 440](#) which have passed the Senate.

WOOD, Secretary

[H 388](#), [H 439](#), and [H 440](#) were referred to the Judiciary, Rules, and Administration Committee for enrolling.

### Report of Standing Committees

February 11, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 498](#), [H 499](#), [H 500](#), [H 501](#), [H 502](#), [H 503](#), [H 504](#), [H 505](#), [H 506](#), [H 507](#), [H 508](#), [H 509](#), [H 510](#), [H 511](#), [H 512](#), and [H 513](#).

CLARK, Chairman

[H 498](#), [H 499](#), and [H 500](#) were referred to the Judiciary, Rules, and Administration Committee.

[H 501](#), [H 502](#), [H 503](#), [H 504](#), [H 505](#), [H 506](#), and [H 507](#) were referred to the Business Committee.

[H 508](#), [H 509](#), and [H 510](#) were referred to the Commerce and Human Resources Committee.

[H 511](#) was referred to the Education Committee.

[H 512](#) was referred to the Revenue and Taxation Committee.

[H 513](#) was filed for second reading.

February 11, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled [H 418](#).

CLARK, Chairman

The Speaker announced he was about to sign enrolled [H 418](#) and, when so signed, ordered it transmitted to the Senate for the signature of the President.

February 10, 2010

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration [H 464](#), [H 465](#), [H 466](#), and [H 467](#) and recommend that they do pass.

TRAIL, Chairman

[H 464](#), [H 465](#), [H 466](#), and [H 467](#) were filed for second reading.

February 11, 2010

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration [H 398](#) and [H 457](#) and recommend that they do pass.

WOOD, Chairman

[H 398](#) and [H 457](#) were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

### Motions, Memorials, and Resolutions

#### HOUSE CONCURRENT RESOLUTION NO. 40 BY AGRICULTURAL AFFAIRS COMMITTEE

##### A CONCURRENT RESOLUTION

STATING THE FINDINGS OF THE LEGISLATURE, ENCOURAGING HEALTHY, LOCALLY GROWN FOOD PRODUCTION, DISTRIBUTION AND CONSUMPTION IN THE STATE OF IDAHO, SUPPORT OF LOCAL FARMING, THE CONSUMPTION OF LOCALLY GROWN FOODS AND THE PROMOTION OF GREATER FOOD SELF-SUFFICIENCY WITHIN THE STATE, AND FURTHER ENCOURAGING IDAHOANS AND IDAHO BUSINESSES TO CELEBRATE AND GET TO KNOW THEIR LOCAL

# GROWERS AND TO PURCHASE AND CONSUME MORE FOOD PRODUCED IN OR NEAR IDAHO.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the State of Idaho recognizes the industriousness of Idaho farmers and ranchers throughout Idaho's history who have been and continue to be of major importance to the state's economy; and

WHEREAS, with Idaho's climate, soil and water, farmers and ranchers have created an agriculture that is famous around the world and Idaho-raised vegetables, fruits, grains, meats, dairy and eggs have an outstanding reputation for quality and flavor; and

WHEREAS, in the years preceding 1960, Idaho farmers grew a large percentage of the food eaten in the state. There has, however, been a steady shift away from Idaho's food self-sufficiency. Today a majority of the food eaten by Idahoans is not from Idaho, creating an unhealthy reliance on other regions of the United States and the world. Idahoans are spending millions of dollars annually on food that is grown or produced elsewhere, and it is prudent for the economy and state jobs to keep those dollars in Idaho; and

WHEREAS, locally produced food makes farming more economically viable, keeps farmers in business, provides new agricultural opportunities, promotes stewardship of resources and saves valuable farmland from development. When a farmer is producing food that will not travel a long distance, a shorter shelf life allows the farmer to experiment and diversify, making farming more profitable and providing consumers with more choices. Produce purchased locally has often been picked within 24 hours and such freshness not only improves the taste of food, but also the nutritional value of food which declines over time; and

WHEREAS, populations whose diets are high in fruits and vegetables experience better health, with lower rates of obesity and related chronic conditions. The ability to grow, sell and easily obtain a consistent, adequate supply of fresh, local food can increase food security and empower families and communities to be more healthy and self-sufficient; and

WHEREAS, states across the United States are increasingly focusing on providing healthy, locally grown food supplies for their residents by developing local food policies that encourage investment in local food-related jobs and infrastructure, community gardens, as well as better relationships with farmers in their region. The growing local food interest has increased demand among Idaho residents for healthy, locally grown foods and strengthened interest in developing partnerships between urban consumers and regional growers; and

WHEREAS, small business is the backbone of Idaho's economy and local food production can help promote entrepreneurship and self-sufficiency in Idaho's small towns, revitalizing regional small farms, creating local jobs, business opportunities and the recirculation of capital within Idaho. Idaho has already undertaken beginning steps to increase the amount of locally grown food available to Idaho consumers through the Idaho Department of Agriculture's Idaho Preferred™ program and the University of Idaho Extension Service has undertaken steps to encourage family food production through such programs as Master Gardeners, Master Food Preservers, Master Composters and Victory Garden.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixtieth Idaho Legislature, the House of Representatives and the Senate concurring therein, that in order to promote the economic vitality and public health and safety of Idaho communities, provide incentives for job creation, attract economic investment, increase state per capita

income, support the future of agriculture and promote the health and economic security of Idaho citizens and communities, it encourages healthy, locally grown food production, distribution and consumption in the State of Idaho.

BE IT FURTHER RESOLVED that it encourages the support of local farming and the consumption of locally grown foods as a means for protecting our region's agricultural land, topsoil, genetic diversity and the skills upon which we all rely for our sustenance and survival.

BE IT FURTHER RESOLVED that it encourages the promotion of greater food self-sufficiency within the state and the recognition that it is in the best interests of Idaho families, Idaho businesses and our state's economy to further this self-sufficiency. It also encourages all Idahoans and Idaho businesses to celebrate and get to know their local growers and to purchase and consume more food that is produced in or near Idaho and their own kitchen pantries and dinner tables.

## HOUSE CONCURRENT RESOLUTION NO. 41 BY AGRICULTURAL AFFAIRS COMMITTEE

### A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE; RECOGNIZING AND ENCOURAGING THE WORK OF GRASSROOTS ORGANIZATIONS SUCH AS HISTORICAL PRESERVATION COMMISSIONS AND HISTORICAL SOCIETIES, AS WELL AS THE WORK OF THE STATE HISTORICAL SOCIETY AND THE IDAHO HERITAGE TRUST, TO PRESERVE IDAHO'S AGRICULTURAL HISTORY; APPRECIATING THE EFFORTS AND INVESTMENT IN HISTORIC PRESERVATION AT THE LOCAL LEVEL AS VITAL TO IDAHO'S STATEWIDE PRESERVATION EFFORT; AND STATING THERE IS NO STATE FINANCIAL COMMITMENT TO ACHIEVING THE RESOLUTION'S GOALS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Idaho historic agricultural buildings are witnesses to the role of agriculture in our state's history and economy and serve as scenic landmarks for residents and visitors alike; and

WHEREAS, historic agricultural structures across Idaho symbolize important Idaho values of heritage, hard work, productivity and an attachment to the land and the people who built them; and

WHEREAS, historic agricultural buildings uphold the historic rural qualities of Idaho's landscape, along with providing a picturesque atmosphere for the state's citizens and visitors to enjoy; and

WHEREAS, these structures provide insight into our distinctive agricultural history and heritage, as well as a visual description of rural life, both past and present, in Idaho; and

WHEREAS, the Idaho State Historical Society, the Idaho Heritage Trust, local historic preservation commissions and local historical societies across Idaho have made efforts to preserve these significant structures and make residents aware of their importance including, but not limited to, the following:

The Bear River Heritage Area's publication of "Historic Barns of Southeastern Idaho: A Self-Guided Driving Tour";

The Dry Creek Historical Society's preservation of the Schick-Ostolasa Farmstead in Ada County, which won the American Association for State and Local History Corey Award in 2009, the highest national award given in the field of state and local history to all-volunteer organizations;

The Adams County Historical Society's publication of "Meadows Valley Barns";

The Idaho Heritage Trust's assistance in preserving the 1922 log barn at the Landmark Forest Service Ranger Station in Valley County;

The Latah County Historic Preservation Commission's identification of the "Historic Agricultural Properties of Latah County, 1855-1955"; and

The White Spring Ranch Museum's preservation of the White Spring Ranch in Latah County as an example of early ranching in northern Idaho;

The Idaho State Historic Preservation Office's technical assistance in listing on the National Register of Historic Places seven barns in the Buhl area built by farmers attracted from Tillamook, along with related agricultural properties including Salmon Falls Dam, Milner Dam and the Twin Falls Main Canal; and

WHEREAS, as a result of various threats, Idaho's built agricultural environment is rapidly disappearing and with it an invaluable part of Idaho's history is also disappearing, as are opportunities for rural economic development.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixtieth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the work of grassroots organizations such as historical preservation commissions and historical societies, as well as the work of the Idaho State Historical Society and the Idaho Heritage Trust to preserve Idaho's agricultural history is hereby recognized and encouraged.

BE IT FURTHER RESOLVED that the state of Idaho appreciates that efforts and investment in historic preservation at the local level are vital to Idaho's statewide preservation effort.

BE IT FURTHER RESOLVED that there is no state financial commitment to achieving the goals set forth in this resolution.

[HCR 40](#) and [HCR 41](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**Introduction, First Reading, and Reference  
of Bills and Joint Resolutions**

**HOUSE BILL NO. 514  
BY LOCAL GOVERNMENT COMMITTEE  
AN ACT**

RELATING TO CLASSIFICATION AND RETENTION OF COUNTY RECORDS; AMENDING SECTION 31-871, IDAHO CODE, TO PROVIDE THAT DISPOSITION OF RECORDS SHALL BE UNDER THE DIRECTION AND SUPERVISION OF THE ELECTED OFFICIAL OR DEPARTMENT HEAD RESPONSIBLE FOR SUCH RECORDS.

**HOUSE BILL NO. 515  
BY LOCAL GOVERNMENT COMMITTEE  
AN ACT**

RELATING TO SALE OF PERSONAL PROPERTY UPON DELINQUENCY; AMENDING SECTION 63-1012, IDAHO CODE, TO PROVIDE AN ALTERNATIVE PROCEDURE FOR THE COLLECTION OF A DELINQUENCY OF ANY PERSONAL PROPERTY TAX.

**HOUSE BILL NO. 516  
BY LOCAL GOVERNMENT COMMITTEE  
AN ACT**

RELATING TO WARRANTS OF DISTRRAINT; AMENDING SECTION 63-1013, IDAHO CODE, TO

PROVIDE THAT FEES ALLOWED FOR ISSUING WARRANTS OF DISTRRAINT, COLLECTION, LEVY AND RETURN OF THE SAME SHALL BE SET BY ORDINANCE BY THE BOARD OF COUNTY COMMISSIONERS.

**HOUSE BILL NO. 517  
BY HEALTH AND WELFARE COMMITTEE  
AN ACT**

RELATING TO PHARMACISTS; AMENDING SECTION 54-1723A, IDAHO CODE, TO REVISE THE ANNUAL REGISTRATION RENEWAL DATE TO ENGAGE IN THE PRACTICE OF PHARMACY ACROSS STATE LINES; AND AMENDING SECTION 54-1724, IDAHO CODE, TO REVISE THE ANNUAL LICENSE RENEWAL DATE TO ENGAGE IN THE PRACTICE OF PHARMACY.

**HOUSE BILL NO. 518  
BY HEALTH AND WELFARE COMMITTEE  
AN ACT**

RELATING TO UNIFORM CONTROLLED SUBSTANCES; AMENDING SECTION 37-2705, IDAHO CODE, TO REVISE PROVISIONS RELATING TO SCHEDULE I CONTROLLED SUBSTANCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 37-2707, IDAHO CODE, TO REVISE PROVISIONS RELATING TO SCHEDULE II DRUGS AND OTHER SUBSTANCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 37-2709, IDAHO CODE, TO REVISE PROVISIONS RELATING TO SCHEDULE III DRUGS AND OTHER SUBSTANCES; AMENDING SECTION 37-2711, IDAHO CODE, TO REVISE PROVISIONS RELATING TO SCHEDULE IV DRUGS AND OTHER SUBSTANCES; AMENDING SECTION 37-2713, IDAHO CODE, TO REVISE PROVISIONS RELATING TO SCHEDULE V DRUGS AND OTHER SUBSTANCES; AND AMENDING SECTION 37-2732C, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE.

**HOUSE BILL NO. 519  
BY HEALTH AND WELFARE COMMITTEE  
AN ACT**

RELATING TO UNIFORM CONTROLLED SUBSTANCES; AMENDING SECTION 18-1502C, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 37-2701, IDAHO CODE, TO DEFINE A TERM, TO PROVIDE CORRECT CODE REFERENCES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 37-2732, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 72-208, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS.

**HOUSE BILL NO. 520  
BY STATE AFFAIRS COMMITTEE  
AN ACT**

RELATING TO THE IDAHO VIDEO SERVICE ACT; AMENDING TITLE 50, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 30, TITLE 50, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO PROVIDE FOR FRANCHISING AUTHORITY, USE OF PUBLIC RIGHTS-OF-WAY AND MODIFICATIONS OF EXISTING FRANCHISE AGREEMENTS, TO PROVIDE FOR FEES, TO REQUIRE THE HOLDER OF A CERTIFICATE TO PROVIDE SERVICE WITHIN A CERTAIN PERIOD

AND TO PROVIDE FOR REVOCATION OF CERTIFICATE FOR NONCOMPLIANCE, TO PROVIDE CUSTOMER ACCESS TO COMMUNITY PROGRAMMING, TO PROVIDE A VIDEO SERVICE PROVIDER FEE WITH DEFINITIONS, TO PROVIDE FOR NONDISCRIMINATION BY GOVERNMENTAL ENTITIES RELATING TO USE OF PUBLIC RIGHTS-OF-WAY, TO PROHIBIT DISCRIMINATION AMONG POTENTIAL RESIDENTIAL SUBSCRIBERS, TO PROVIDE FOR CUSTOMER SERVICE STANDARDS, TO PROVIDE FOR APPLICABILITY OF OTHER LAW; AND TO PROVIDE SEVERABILITY.

**HOUSE BILL NO. 521**  
**BY STATE AFFAIRS COMMITTEE**

AN ACT

RELATING TO COUNTY RECORDER FEES; AMENDING SECTION 31-3205, IDAHO CODE, TO REVISE FEES THAT MAY BE CHARGED BY A COUNTY RECORDER TO THE PARTY PROCURING HIS SERVICES AND TO CLARIFY TERMS.

**HOUSE BILL NO. 522**  
**BY STATE AFFAIRS COMMITTEE**

AN ACT

RELATING TO ACTIONS IN PARTICULAR CASES; AMENDING TITLE 6, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 28, TITLE 6, IDAHO CODE, TO DEFINE TERMS AND TO PROVIDE PROVISIONS RELATING TO LIABILITY OF OUT-OF-STATE EMERGENCY RESPONDERS WHO ENTER THIS STATE IN RESPONSE TO AN EMERGENCY; AMENDING SECTION 49-623, IDAHO CODE, TO PROVIDE THAT PROVISIONS RELATING TO AUTHORIZED EMERGENCY AND POLICE VEHICLES SHALL APPLY TO CERTAIN DRIVERS OF AUTHORIZED EMERGENCY OR POLICE VEHICLES OF OTHER STATES; AMENDING SECTION 56-1014, IDAHO CODE, TO PROVIDE THAT LIABILITY PROVISIONS APPLY TO CERTAIN OUT-OF-STATE LICENSED PERSONNEL WHO ENTER THIS STATE IN RESPONSE TO AN EMERGENCY; AND DECLARING AN EMERGENCY.

**HOUSE JOINT RESOLUTION NO. 3**  
**BY REVENUE AND TAXATION COMMITTEE**

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO ARTICLE VIII, OF THE CONSTITUTION OF THE STATE OF IDAHO, BY THE ADDITION OF A NEW SECTION 3D, ARTICLE VIII, RELATING TO AUTHORIZED INDEBTEDNESS FOR MUNICIPAL ELECTRIC SYSTEMS, TO PROVIDE THAT ANY CITY OWNING A MUNICIPAL ELECTRIC SYSTEM MAY ACQUIRE, CONSTRUCT, INSTALL AND EQUIP ELECTRIC GENERATING, TRANSMISSION AND DISTRIBUTION FACILITIES FOR THE PURPOSE OF SUPPLYING ELECTRICITY TO CUSTOMERS LOCATED WITHIN THE SERVICE AREA OF EACH SYSTEM ESTABLISHED BY LAW AND FOR THE PURPOSE OF PAYING THE COST THEREOF, ISSUE REVENUE BONDS WITH THE ASSENT OF A MAJORITY OF THE QUALIFIED ELECTORS VOTING AT AN ELECTION HELD AS PROVIDED BY LAW AND INCUR INDEBTEDNESS OR LIABILITY UNDER AGREEMENTS TO PURCHASE, SHARE, EXCHANGE OR TRANSMIT WHOLESALE ELECTRICITY FOR THE USE AND BENEFIT OF CUSTOMERS LOCATED WITHIN SUCH SERVICE AREA AND PROVIDED THAT ANY REVENUE BONDS,

INDEBTEDNESS OR LIABILITY SHALL BE PAYABLE SOLELY FROM THE RATES, CHARGES OR REVENUES DERIVED FROM THE MUNICIPAL ELECTRIC SYSTEM AND SHALL NOT BE SECURED BY THE FULL FAITH AND CREDIT OR THE TAXING POWER OF THE CITY, THE STATE OR ANY POLITICAL SUBDIVISION; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

**HOUSE JOINT RESOLUTION NO. 4**  
**BY REVENUE AND TAXATION COMMITTEE**

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO SECTION 3C, ARTICLE VIII, OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO HOSPITALS AND HEALTH SERVICES TO AUTHORIZE PUBLIC HOSPITALS, ANCILLARY TO THEIR OPERATIONS AND IN FURTHERANCE OF HEALTH CARE NEEDS IN THEIR SERVICE AREAS, TO INCUR INDEBTEDNESS OR LIABILITY TO PURCHASE, CONTRACT, LEASE OR CONSTRUCT OR OTHERWISE ACQUIRE FACILITIES, EQUIPMENT, TECHNOLOGY AND REAL PROPERTY FOR HEALTH CARE OPERATIONS, PROVIDED THAT NO AD VALOREM TAX REVENUES SHALL BE USED FOR SUCH ACTIVITIES; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

**HOUSE JOINT RESOLUTION NO. 5**  
**BY REVENUE AND TAXATION COMMITTEE**

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO ARTICLE VIII, OF THE CONSTITUTION OF THE STATE OF IDAHO, BY THE ADDITION OF A NEW SECTION 3E, ARTICLE VIII, OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO REVENUE BOND FINANCING OF POLITICAL SUBDIVISIONS OF THE STATE AND REGIONAL AIRPORT AUTHORITIES TO PROVIDE FOR THE ISSUANCE OF REVENUE AND SPECIAL FACILITY BONDS BY POLITICAL SUBDIVISIONS OF THE STATE AND REGIONAL AIRPORT AUTHORITIES AS DEFINED BY LAW, IF OPERATING AN AIRPORT TO ACQUIRE, CONSTRUCT, INSTALL, AND EQUIP LAND, FACILITIES, BUILDINGS, PROJECTS OR OTHER PROPERTY, WHICH ARE HEREBY DEEMED TO BE FOR A PUBLIC PURPOSE, TO BE FINANCED FOR, OR TO BE LEASED, SOLD OR OTHERWISE DISPOSED OF TO PERSONS, ASSOCIATIONS OR CORPORATIONS, OR TO BE HELD BY THE SUBDIVISION OR REGIONAL AIRPORT AUTHORITY, AND MAY IN THE MANNER PRESCRIBED BY LAW ISSUE REVENUE AND SPECIAL FACILITY BONDS TO FINANCE THE COSTS THEREOF, PROVIDED THAT ANY SUCH BONDS SHALL BE PAYABLE SOLELY FROM FEES, CHARGES, RENTS, PAYMENTS, GRANTS, OR ANY OTHER REVENUES DERIVED FROM THE AIRPORT OR ANY OF ITS FACILITIES, STRUCTURES, SYSTEMS, OR PROJECTS, OR FROM ANY LAND, FACILITIES, BUILDINGS, PROJECTS OR OTHER PROPERTY FINANCED BY SUCH BONDS,

AND SHALL NOT BE SECURED BY THE FULL FAITH AND CREDIT OR THE TAXING POWER OF THE SUBDIVISION OR REGIONAL AIRPORT AUTHORITY; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

[H 514](#), [H 515](#), [H 516](#), [H 517](#), [H 518](#), [H 519](#), [H 520](#), [H 521](#), [H 522](#), [HJR 3](#), [HJR 4](#), and [HJR 5](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1302](#) and [S 1307](#), by Finance Committee, were introduced, read the first time by title, and filed for second reading.

[S 1296](#) and [S 1297](#), by Transportation Committee, were introduced, read the first time by title, and referred to the Transportation and Defense Committee.

[S 1301](#), by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

There being no objection, the House advanced to the Tenth Order of Business.

#### Second Reading of Bills and Joint Resolutions

[H 408](#), [H 409](#), [H 410](#), and [H 411](#), by Resources and Conservation Committee, were read the second time by title and filed for third reading.

[H 471](#) and [H 472](#), by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

#### Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that [HCR 36](#), [HCR 37](#), and [H 404](#) retain their places on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

[H 414](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Labrador to open debate.

The question being, "Shall [H 414](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Moyle, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 65.

NAYS – None.

Absent and excused – Mathews, McGeachin, Nielsen, Roberts, Wills. Total – 5.

Total – 70.

Whereupon the Speaker declared that [H 414](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 430](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thompson to open debate.

The question being, "Shall [H 430](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Moyle, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 65.

NAYS – None.

Absent and excused – Mathews, McGeachin, Nielsen, Roberts, Wills. Total – 5.

Total – 70.

Whereupon the Speaker declared that [H 430](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[HCR 38](#) was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall [HCR 38](#) be adopted?"

Whereupon the Speaker declared [HCR 38](#) adopted by voice vote and ordered the resolution transmitted to the Senate.

[H 386](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Smith(24) to open debate.

The question being, "Shall [H 386](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Moyle, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 65.

NAYS – None.

Absent and excused – Mathews, McGeachin, Nielsen, Roberts, Wills. Total – 5.

Total – 70.

Whereupon the Speaker declared that [H 386](#), as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 444](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.



At this time, the Speaker recognized Mr. Luker to open debate.

The question being, "Shall [H 444](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Moyle, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 63.

NAYS – Chavez, Pasley-Stuart. Total – 2.

Absent and excused – Mathews, McGeachin, Nielsen, Roberts, Wills. Total – 5.

Total – 70.

Whereupon the Speaker declared that [H 444](#), as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

[S 1292](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood(27) to open debate.

The question being, "Shall [S 1292](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Moyle, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 65.

NAYS – None.

Absent and excused – Mathews, McGeachin, Nielsen, Roberts, Wills. Total – 5.

Total – 70.

Whereupon the Speaker declared that [S 1292](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1293](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall [S 1293](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Moyle, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould,

Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Barrett, Boyle, Clark, Kren, Shepherd(08). Total – 5.

Absent and excused – Mathews, McGeachin, Nielsen, Roberts, Wills. Total – 5.

Total – 70.

Whereupon the Speaker declared that [S 1293](#) passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

### Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Friday, February 12, 2010. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:15 p.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk